IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

R. S .A. No. 4880 of 2003
Date of decision: 19.11.2007

Sarup Singh **...Appellant**

Versus

Balwinder Singh and others **...Respondents**

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL

Present: Mr. G.L.Bajaj, Advocate for the appellant.

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RAJESH BINDAL, J.

The plaintiff is in second appeal before this Court against the concurrent findings of facts by both the Courts below whereby suit filed by him for mandatory injunction restraining the respondents/defendants from recovering the amount of loan advanced to him unless in due course of law was dismissed.

As stated by the respondents/defendants, appellant/plaintiff availed a loan of Rs. 17,000/- on October 31, 1999, out of which Rs. 8,500/- was returned and the balance was recoverable by the respondents/defendants. As the amount involved in the present case is merely Rs. 8,500/-, second appeal before this Court is not maintainable.

Accordingly, the appeal is dismissed.

November 19, 2007 **(Rajesh Bindal)**
Pka **Judge**